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Attorneys for Defendant

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF HAWAII

LUCAS BRUNO III, CHRISTOPHER)	CIVIL NO. 03-00567 JMS BMK
GAHR, FRANK ROBERT PAULSON,)	
CHARLES TURNER, and TOM)	DEFENDANT'S MOTION TO DISMISS;
YOUNG,)	MEMORANDUM IN SUPPORT OF
)	DEFENDANT'S MOTION TO DISMISS;
Plaintiffs,)	DECLARATION OF THOMAS A.
)	HELPER; EXHIBIT "A";
vs.)	CERTIFICATE OF SERVICE
)	
MICHAEL CHERTOFF, Secretary,)	
DEPARTMENT OF HOMELAND)	Trial: February 13, 2007
SECURITY,)	Judge: Hon. J. Michael
)	Seabright
Defendant.)	
_____)	

DEFENDANT'S MOTION TO DISMISS

Pursuant to Rule 41(b), defendant hereby moves this court to dismiss this case for lack of prosecution. The grounds for this motion are set forth in the attached memorandum in support.

DATED: January 24, 2007, at Honolulu, Hawaii.

EDWARD H. KUBO, JR.
United States Attorney
District of Hawaii

By /s/ Thomas A. Helper
THOMAS A. HELPER
Assistant U.S. Attorney

Attorneys for Defendant

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CHARLES TURNER, and TOM)	CERTIFICATE OF SERVICE
YOUNG,)	
)	
Plaintiffs,)	
)	
vs.)	
)	
MICHAEL CHERTOFF, Secretary,)	
DEPARTMENT OF HOMELAND)	
SECURITY,)	
)	
Defendant.)	
_____)	

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that, on the date and by the method of service noted below, a true and correct copy of the foregoing was served on the following at their last known address:

Served by First-Class Mail and E-mail

Christopher Gahr
700 E Washington, #81
Colton, CA 92324

January 24, 2007

chrisgahr@aol.com

Plaintiff Pro Se

DATED: January 24, 2007, at Honolulu, Hawaii.

/s/ Coleen Tasaka-Shoda
